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*Pro Hac Vice*

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Attorneys for Plaintiff  
FIREMAN'S FUND INSURANCE COMPANY,  
a foreign corporation a/s/o BASIC RESOURCES, INC.  
and GEORGE REED, INC., a foreign corporation

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

FIREMAN'S FUND INSURANCE  
COMPANY, a foreign corporation  
a/s/o BASIC RESOURCES, INC.  
and GEORGE REED, INC., a foreign  
corporation,

Plaintiff,

vs.

GERLING AMERICA INSURANCE  
COMPANY, a foreign corporation,

Defendant.

CASE NO. C 07 06302 CRB

**PLAINTIFF'S NOTICE OF FILING FIRST  
SUPPLEMENTAL DECLARATION OF  
JON D. DERREVERE IN SUPPORT OF  
PLAINTIFF'S MOTION FOR COURT TO  
TAKE JUDICIAL NOTICE OF COURT  
RECORDS OF UNDERLYING STATE  
COURT ACTION, FOR MOTIONS FOR  
FINAL SUMMARY JUDGMENT [DUE TO  
BE FILED JULY 3, 2008 (D.E. 30)] AND  
FOR ALL OTHER PURPOSES [F.R.E.201]**

Plaintiff, FIREMAN'S FUND INSURANCE COMPANY ("FFIC") a/s/o BASIC  
RESOURCES, INC. ("BASIC RESOURCES") and GEORGE REED, INC. ("GEORGE REED")  
hereby files this Notice of Filing of Jon D. Derrevere's First Supplemental Declaration in Support  
of Plaintiff's Motion for Court to Take Judicial Notice of Underlying Court Records, for Motion for  
Final Summary Judgment and for all other Purposes.

DATED: 26th DAY OF June 2008.

PLAINTIFF'S NOTICE OF FILING FIRST SUPPLEMENTAL DECLARATION OF JON D.  
DERREVERE

1  
2 By: /S/ JON D. DERREVERE  
3 JON D. DERREVERE  
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**PROOF OF SERVICE**

*Fireman's Fund Ins. Co. v. Gerling American Ins.*

United States District Court, Northern District of California

Case No.: C 07 06302 CRB

I am employed in the City and County of West Palm Beach, State of Florida. I am over the age of 18 and not a party to the within action; my business address is: Derrevere, Hawkes & Black, 470 Columbia Drive, Building "B", West Palm Beach, Florida 33409.

On June 26th, 2008, I served the foregoing document(s) described as:

**PLAINTIFF'S NOTICE OF FILING SUPPLEMENTAL DECLARATION OF JON D. DERREVERE IN SUPPORT OF PLAINTIFF'S MOTION FOR COURT TO TAKE JUDICIAL NOTICE OF UNDERLYING COURT RECORDS, FOR MOTION FOR FINAL SUMMARY JUDGMENT AND FOR ALL OTHER PURPOSES [F.R.C.P. 12(c)]**

On the interested parties in this action by placing ☐ the original ☐ a true copy thereof enclosed in a sealed enveloped addressed as stated below:

**☐ BY REGULAR MAIL:**

I caused such envelopes to be deposited in the United States Mail at West Palm Beach, Florida with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with United States postal service each day and that practice was followed in the ordinary course of business for the service herein attested to.

**☒ BY ECF:**

I HEREBY CERTIFY that on this 26th day of June, 2008, I electronically filed the foregoing document with the Clerk of Court using CM/ECF. I also certify that the foregoing document is being served this day on: TINO X. DO, Barger & Wolen, LLP, 650 California Street, 9<sup>th</sup> Floor, San Francisco, CA 94108, [tdo@barwol.com](mailto:tdo@barwol.com) and CHARLES K. BRUNN, Brunn & Flynn, 928 12<sup>th</sup> Street, Suite 200, P.O. Box 3366, Modesto, CA 95354, [CBrunn@Brunn-Flynn.com](mailto:CBrunn@Brunn-Flynn.com) via transmission of Notices of Electronic Filing generated by CM/ECF.

**☒ FEDERAL** - I declare that I am employed in the office of a member of the Florida Bar, admitted to practice in all Florida Courts and who makes this Pro Hac Vice Application, that our co-counsel and sponsor is a member of the bar of this California Court, and at their direction this service was made. Executed at West Palm Beach, Florida on 26th June, 2008.

NAME: *Deanna N. Menendez*

Signature: *Deanna N. Menendez*